

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

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Jinmei Zhang,	)	
Plaintiff,	)	
v.	)	Case No. 18-CV-3283
	)	
United States, et al.	)	Hon. Judge Rebecca R. Pallmeyer
	)	<b>JURY DEMANDED</b>
Defendants.	)	

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**MOTION TO WITHDRAW AS COUNSEL FOR PLAINTIFF**

NOW COME attorneys Mary J. Grieb, Brendan Shiller, and Abby D. Bakos of the Shiller Preyar Law Offices, with the instant motion to withdraw as counsel for Plaintiff.

**Introduction**

1. Undersigned counsel and Plaintiff have opposite opinions as to how best to proceed with this litigation. Despite several attempts to reach an agreement, counsel and the plaintiff are unable to agree. Accordingly, attorneys Mary Grieb, Brendan Shiller, and Abby Bakos seek leave to withdraw their appearances on behalf of Plaintiff, and ask this Court to allow Plaintiff a reasonable amount of time to secure new counsel.
2. Arising out of her arrest on May 12, 2016, Plaintiff brings claims pursuant to *Bivens* and 42 U.S.C. Section 1983 alleging deprivations of her constitutional and state law rights against Defendants Mazza and Bretz and the Village of Batavia and Defendant Homeland Security Investigations agent Michael Schuster. Plaintiff alleges that Defendant Schuster violated her bodily integrity and unreasonably seized her and that Schuster, Mazza and Bretza falsely arrested and maliciously prosecuted her on false prostitution charges.
3. Ms. Zhang prosecuted the case *pro se*, first in the Circuit Court of Cook County, and then in the Northern District of Illinois, until August 10, 2018, when she retained the undersigned attorneys.

4. Attorneys Mary Grieb, Brendan Shiller, and Abby Bakos appeared on Ms. Zhang's behalf. Dkts. 19-21.
5. Over the past two months, the undersigned attorney Grieb and Plaintiff Zhang have had several lengthy, in-person conversations regarding the legal issues in this case, materials received in discovery, and the course of this litigation.
6. Unfortunately, the undersigned attorneys and Plaintiff Zhang fundamentally disagree about how best to proceed in this litigation; despite several attempts to reach a consensus, Plaintiff and her counsel now wish to end the attorney-client relationship.
7. The Rules of Professional Conduct permit an attorney to withdraw from representation when "the client insists upon taking action ... with which the lawyer has a fundamental disagreement" or "the representation ... has been rendered unreasonably difficult by the client." Rule 1.16(b)(4); Rule 1.16(b)(6).
8. Here, the undersigned fundamentally disagree with Zhang's preferred course of action and continued representation of Zhang is impossible.
9. Thus, the undersigned attorneys a) request leave to withdraw as counsel of record in the instant case; b) request that Zhang be given ample time to secure new counsel, and c) that the current deadlines (for responding to the US Defendants' partial motion to dismiss (Dkt. 54), currently due April 8, 2019, and for responding to the Batavia Defendants' written discovery requests) be extended.
10. Further, given that Zhang only speaks and writes Mandarin, withdrawing counsel suggests granting Plaintiff 45 days to secure new counsel.
11. Per the local rule, Notification of Party Contact Information is being filed as Exhibit A to this motion.

12. Additionally, a copy of the motion and notice of motion are being served on Plaintiff via email and U.S. mail with a letter admonishing Plaintiff that she must appear in court herself or with a substitute attorney at the hearing on the instant motion.

13. Finally, the undersigned will provide Zhang with a copy of her entire file, including all documents produced in discovery by all parties, all documents provided by Zhang, and all pleadings in the underlying case.

**WHEREFORE**, attorneys Mary J. Grieb, Brendan Shiller, Abby D. Bakos respectfully request leave of Court to withdraw as attorneys of record for Plaintiff Jinmei Zhang, that Zhang be given 45 days to secure new counsel, that the current deadlines be stayed or extended, and for any other and additional relief that this Court deems equitable and just.

Respectfully Submitted,

s/ Mary J. Grieb  
Mary J. Grieb

s/Brendan Shiller  
Brendan Shiller

s/Abby D. Bakos  
Abby D. Bakos

Shiller Preyar Law Offices  
601 S. California Ave.  
Chicago, IL 60612  
(312) 226-4590

**CERTIFICATE OF SERVICE**

I, Mary J. Grieb, hereby certify that a copy of the foregoing was filed electronically using the Court's CM/ECF system to the attorneys of record and via email and U.S. Mail to Jinmei Zhang at the address below on March 29, 2019.

Jinmei Zhang  
263 W. 23<sup>rd</sup> Street  
Chicago, IL 60616  
[z\\_jc598@163.com](mailto:z_jc598@163.com)

Respectfully submitted,

s/ Mary J. Grieb  
Mary J. Grieb  
Attorney for Plaintiff  
Shiller Preyar Law Offices  
601 S. California Ave.  
Chicago, IL 60612  
(312) 226-4590